

Introduced: 3/23/71
Referred: Judiciary

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 HOUSE BILL NO. 342

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the place of trial; and changing
7 Rule 18, Rules of Criminal Procedure."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 22.10.030 is amended to read:

10 Sec. 22.10.030. WHERE ACTIONS [RELATING TO REAL PROPERTY] ARE
11 TO BE BROUGHT. (a) All actions in ejectment or for the recovery
12 of the possession of, quieting title to, for the partition of, or
13 the enforcement of liens upon, real property shall be commenced
14 [STARTED] in the superior court in the judicial district in which the
15 real property, or any part of it affected by the action, is situated.

16 (b) All civil actions, other than those specified in (a) of
17 this section, shall be commenced in the judicial district in which
18 a defendant resides, or in which a plaintiff resides if a defendant
19 can be personally served within that district, or in which the claim
20 arose.

21 (c) All prosecutions for crimes and offenses shall be commenced
22 in the judicial district in which the crime or offense was committed.

23 (d) Subject to sec. 40 of this chapter, a trial and any precedent
24 or antecedent hearings in an action shall be conducted in an election
25 district within the judicial district at a location which would best
26 serve the convenience of the parties and witnesses.

27 * Sec. 2. In sec. 1 of this Act, AS 22.10.030(d) has the effect of
28 changing Rule 18, Rules of Criminal Procedure, by requiring criminal prose-
29 cutions to be had not only in the judicial district in which the crime or

1 offense was committed, but in the election district within that judicial
2 district at a location convenient to the parties and witnesses.

3 * Sec. 3. It is the intent of this Act to make the administration of
4 justice more accessible to the people of rural areas of the state. In con-
5 junction with the amendments in this Act, it is the legislative intent that
6 AS 22.10.140, providing for the temporary assignment of superior court
7 judges anywhere in the state, be fully implemented.

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